

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.V.K.BALI

WEDNESDAY, THE 22ND NOVEMBER 2006 / 1ST AGRAHAYANA 1928

Crl.Rev.Pet.No. 741 of 1999()

CC.241/1996 of JUDL. MAGISTRATE OF FIRST CLASS-II, THODUPUZZHA

.....

REVN. PETITIONER/INFORMANT/PW1:

BHAVANI, W/O.PURUSHOTHAMAN
MELEPARAMBIL, ARIKUZHA KARA,
MANAKAD.

BY ADV. SRI.KONDOOR RAVINDRANATHAN NAIR

RESPONDENTS/COMPLAINANT & ACCUSED

1. STATE OF KERALA, BY THE PUBLIC
PROSECUTOR, HIGH COURT OF KERALA.
2. KARUNAKARAN, S/O.KOCHU,
KOCHUPURAKKAL VEEDU, WEST-KODIKULAM
KARA, KODIKULAM VILLAGE.

BY ADV. SRI.T.V.GEORGE
SRI.C.V.SHAJU
R1 BY PUBLIC PROSECUTOR MR.P.RAVINDRA BABU

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD
ON 22/11/2006, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V.K. BALI, C.J.

CrI.R.P.No.741 of 1999

Dated, this the 22nd day of November, 2006

ORDER

V.K.Bali,C.J.(Oral)

The second respondent herein was tried for offences under Sections 447, 341 and 324 of the Indian Penal Code and vide order dated 23rd March, 1999 he has been acquitted by the learned Judicial Magistrate of the First Class-II, Thodupuzha .

2. Heard learned counsel appearing for the parties and with their assistance examined the records of the case. The findings of acquittal recorded by the learned Magistrate are justified and are in view of the evidence led by the prosecution. The view taken by the Magistrate could be possible and if that be so it is the settled position that an order of acquittal cannot be converted into an order of conviction. No merits. Dismissed.

**V.K. BALI,
CHIEF JUSTICE.**

vns